

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Ja'Quawn Turner	Team: Squad #4	CCRB Case #: 202101002	<input checked="" type="checkbox"/> Force	<input checked="" type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input checked="" type="checkbox"/> O.L.	<input checked="" type="checkbox"/> Injury
Incident Date(s) Friday, 02/12/2021 5:12 AM, Monday, 02/15/2021 3:00 PM, NA, __/__/____	Location of Incident: 300 West 44th Street, 14th Precinct stationhouse; Manhattan Central Booking	Precinct: 14	18 Mo. SOL 8/12/2022	EO SOL 8/12/2022	
Date/Time CV Reported Mon, 02/15/2021 5:31 PM	CV Reported At: CCRB	How CV Reported: Call Processing System	Date/Time Received at CCRB Mon, 02/15/2021 5:31 PM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. Officers			
2. POM Gerard Collins	07851	934668	MTS PCT
3. POM Brendan Griebel	08252	961797	MTS PCT
4. POM Andre Donaldson	24052	957553	MTS PCT
5. POM Inmer Mata	11543	951974	MTS PCT
6. POM Jason Chappina	30967	934615	MTS PCT
7. SGT Peter Rogers	13265	937421	TD 2
8. POM Joseph Tilesio	24591	951335	MTS PCT

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. POM Jeremy Smith	30631	946559	MTS PCT
2. SGT Carl Achille	01030	945455	QNS CT
3. POM Pronab Adhikary	24176	968918	MTS PCT
4. POM Kevin Pihlkar	21640	960112	MTS PCT
5. POM Christophe Tucci	04286	961573	TB DT01
6. POF Perla Javier	23060	969132	MTS PCT
7. POF Gillian Francis	18393	961768	MTS PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Andre Donaldson	Force: On February 12, 2021, in front of 300 West 44th Street in Manhattan, Police Officer Andre Donaldson used physical force against § 87(2)(b)	
B.POM Joseph Tilesio	Force: On February 12, 2021, in front of 300 West 44th Street in Manhattan, Police Officer Joseph Tilesio used physical force against § 87(2)(b)	
C. Officers	Discourtesy: On an unknown date and location, officers spoke discourteously to § 87(2)(b)	
D. Officers	Force: On an unknown date and location, officers used physical force against § 87(2)(b)	
E. Officers	Discourtesy: On an unknown date and time, officers spoke discourteously to § 87(2)(b)	
F. Officers	Off. Language: On an unknown date and time, officers made remarks to § 87(2)(b) based upon gender.	

Officer(s)	Allegation	Investigator Recommendation
G. Officers	Abuse: On an unknown date, at Manhattan Central Booking, officers made sexually suggestive remarks to § 87(2)(b)	
H. Officers	Discourtesy: On an unknown date, at Manhattan Central Booking, officers spoke discourteously to § 87(2)(b)	
I. Officers	Off. Language: On an unknown date, at Manhattan Central Booking, officers made remarks to § 87(2)(b) based upon ethnicity.	
J. Officers	Off. Language: On an unknown date, at Manhattan Central Booking, officers made remarks to § 87(2)(b) based upon race.	
K. Officers	Abuse: On an unknown date, at Manhattan Central Booking, officers made sexually suggestive gestures towards § 87(2)(b)	
L.POM Brendan Griebel	Force: On an unknown date, at Manhattan Central Booking, Police Officer Brendan Griebel used physical force against § 87(2)(b)	
M.POM Brendan Griebel	Force: On an unknown date, in front of Manhattan Central Booking, Police Officer Brendan Griebel used physical force against § 87(2)(b)	
N. Officers	Force: On an unknown date, in front of Manhattan Central Booking, officers used physical force against § 87(2)(b)	
O.POM Jason Chappina	Abuse: On an unknown date, en route to § 87(2)(b) Police Officer Jason Chappina threatened § 87(2)(b) with the use of force.	
P.POM Gerard Collins	Force: On February 15, 2021, inside of the 14th Precinct stationhouse, Police Officer Gerard Collins used physical force against § 87(2)(b)	
Q.SGT Peter Rogers	Force: On February 15, 2021, inside of the 14th Precinct stationhouse, Police Officer Peter Rogers used physical force against § 87(2)(b)	
R.POM Inner Mata	Force: On an unknown date, inside of the 14th Precinct stationhouse, Police Officer Inner Mata used physical force against § 87(2)(b)	
S.POM Inner Mata	Abuse: On an unknown date, inside of the 14th Precinct stationhouse, Police Officer Inner Mata threatened § 87(2)(b) with the use of force.	

### Case Summary

On February 15, 2021, § 87(2)(b) filed the following complaint through the CCRB's call-processing system.

On February 12, 2021, at approximately 5:12 a.m., PO Andre Donaldson and PO Joseph Tilesio, from the 14<sup>th</sup> Precinct, attempted to place § 87(2)(b) under arrest outside of the Intercontinental Hotel at 300 West 44<sup>th</sup> Street in Manhattan. PO Donaldson and PO Tilesio removed § 87(2)(b) from his vehicle (**Allegation A: Force**, § 87(2)(g)) (**Allegation B: Force**, § 87(2)(g)).

§ 87(2)(b) was in police custody from February 12<sup>th</sup> to February 15<sup>th</sup>, 2021, where he took several trips between the 14<sup>th</sup> Precinct stationhouse, Manhattan Central Booking, and § 87(2)(b). He reported the following additional allegations of misconduct during his time in custody:

Unidentified officers called him a junkie (**Allegation C: Discourtesy**, § 87(2)(g)). Unidentified officers made § 87(2)(b) lay on his handcuffed hands and later threw him to the ground (**Allegation D: Force**, § 87(2)(g)). An unidentified officer told § 87(2)(b) “Too bad its fucking policy” and called § 87(2)(b) a “fake war veteran” (**Allegation E: Discourtesy**, § 87(2)(g)). Two unidentified officers told § 87(2)(b) that he had a “dislocated clitoris” and a “torn labia” (**Allegation F: Offensive language**, § 87(2)(g)) (**Allegation G: Abuse of Authority**, § 87(2)(g)), told § 87(2)(b) that they were going to “fuck his sister and his wife” and that both love “spic dick” (**Allegation H: Discourtesy**, § 87(2)(g)) (**Allegation I: Offensive language**, § 87(2)(g)) (**Allegation J: Offensive Language**, § 87(2)(g)), and made sexual gestures imitating intercourse at § 87(2)(b) (**Allegation K: Abuse of Authority**, § 87(2)(g)). Simultaneously, PO Brenden Griebel, from the 14<sup>th</sup> Precinct, kicked him in the knee (**Allegation L: Force**, § 87(2)(g)). When § 87(2)(b) refused to exit a transport vehicle without assistance, PO Griebel and other officers dragged § 87(2)(b) out of the vehicle and back to his cell (**Allegation M: Force**, § 87(2)(g), **Allegation N: Force**, § 87(2)(g)). During a hospital transport, § 87(2)(b) spoke to PO Jason Chappina, from the 14<sup>th</sup> Precinct, about the suicide rates of police officers and his desire for PO Chappina to join those numbers. PO Chappina responded, “Oh yeah? I’ll make sure I come for you first” (**Allegation O: Abuse of Authority**, § 87(2)(g)).

On February 15<sup>th</sup>, 2021, at approximately 3:00 p.m., § 87(2)(b) walked into the 14<sup>th</sup> Precinct stationhouse to reclaim his property. PO Collins and Sgt. Rodgers grabbed § 87(2)(b) and dragged him out of the stationhouse (**Allegation P: Force**, § 87(2)(g), **Allegation Q: Force**, § 87(2)(g)). § 87(2)(b) also allegedly encountered PO Inner Mata who grabbed him and threw him to the floor (**Allegation R: Force**, § 87(2)(g)). § 87(2)(b) asked PO Mata, “What the fuck are you doing?” and PO Mata got into his face like he was going to fight him (**Allegation S: Abuse of Authority**, § 87(2)(g)).

§ 87(2)(b) was arrested and charged with § 87(2)(b) § 87(2)(b) § 87(2)(b).

There was BWC footage of § 87(2)(b)'s arrest on February 12<sup>th</sup>, 2021 (**BR2, BR3, BR20-31**) and stationhouse footage from February 15<sup>th</sup>, 2021 (**BR9**).

### Findings and Recommendations

**Allegation (A) Force: On February 12, 2021, in front of 300 West 44th Street in Manhattan, Police Officer Andre Donaldson used physical force against § 87(2)(b).**

**Allegation (B) Force: On February 12, 2021, in front of 300 West 44th Street in Manhattan, Police Officer Joseph Tilesio used physical force against § 87(2)(b)**

On February 12, 2021, following an incident at 300 West 44<sup>th</sup> Street in Manhattan (BR1), § 87(2)(b) was outside next to his rental car as officers were upstairs in the hotel conducting their investigation of the assault § 87(2)(b) reported. PO Andre Donaldson and PO Joseph Tilesio came downstairs, and § 87(2)(b) was seated in the passenger seat of his rental car. PO Donaldson approached the driver side of his rental car and tried to force open the door. § 87(2)(b) grabbed the door to prevent it and asked, “Why are you grabbing my door? What are you doing?” § 87(2)(b) attempted to close the door but was overpowered by the officers and dragged out of his vehicle without explanation. § 87(2)(b) told the officers that his knee hurt due to a previous injury and that he would come out on his own.

PO Andre Donaldson’s BWC and PO Joseph Tilesio’s BWC (BR2) (BR 3) capture the following interaction. At 01:07, arrives and Sgt. Achille instructs officers to obtain § 87(2)(b) s information before § 87(2)(b) is escorted via ambulance. Sgt. Achille says that he is going to Room 3304 as § 87(2)(b) said he was getting a massage and was beaten up in that room. At 01:37, PO Donaldson asks § 87(2)(b) if he has identification. § 87(2)(b) appears intoxicated. An EMT also tells § 87(2)(b) that she needs his identification and insurance card. § 87(2)(b) asks the EMT for a stretcher. § 87(2)(b) then asks PO Donaldson, “Are we good?” PO Donaldson repeats that he needs his identification. § 87(2)(b) responds, “We’re gonna be okay... You disrespected me and committed a crime.” At 02:15, PO Donaldson PO Donaldson enters the hotels and comes back out to two officers attempting to gather information from § 87(2)(b) At 04:36, two female EMTs place § 87(2)(b) on a stretcher. The EMTs say they will remain there. At 04:45, PO Donaldson reenters the hotel and follows officers to up an elevator and to a room where two females are being interviewed. At 08:35, one of the women mentions that a guy hit the other woman in the head and tried to rob them, they were drinking, and the guy took their phones and ran, yelled, “Help,” and fell down the stairs. The woman described the suspect as a male, white, and tall and mentioned that they met him at a bar and invited him back to their hotel room. They tried to kick the male out and he got aggressive. At 09:45, Sgt. Achilles sends for two officers to go back downstairs to “get this guy.” PO Donaldson subsequently leaves and goes back downstairs. At 11:00, PO Donaldson arrives downstairs. § 87(2)(b) is sitting in the front passenger seat of a black SUV. § 87(2)(b) is sitting inside of a black vehicle and appears intoxicated. At 11:08, § 87(2)(b) has the door open and throws up. At 11:49, PO Donaldson asks § 87(2)(b) “What happened upstairs?” and “Whose car is this?” § 87(2)(b) says he has acid reflux and that it is agitated and that is why he threw up and asks for water. At 12:16, PO Donaldson repeats, “Whose car is this?” § 87(2)(b) again asks for water. At 12:32, PO Donaldson tells § 87(2)(b) that he appears intoxicated and is sitting in a vehicle whose owner is undetermined. At 12:50, PO Donaldson appears to open the passenger door. § 87(2)(b) attempts to close the door. PO Tilesio grabs § 87(2)(b) s shoulder and attempts to pull him out of the vehicle. § 87(2)(b) says that he has a torn meniscus and thus needs support to get out of the vehicle. PO Tilesio refuses to support him as he is covered in throw up. PO Tilesio continues to pull § 87(2)(b) by his shoulder to get him outside. § 87(2)(b) leans on the door. PO Donaldson grabs § 87(2)(b) from under his arm and assists him as § 87(2)(b) walks out on his own and leans against the front of his car.

Arrest Report # § 87(2)(b) for § 87(2)(b) details that, “§ 87(2)(a) 160.50, § 87(2)(b)

§ 87(2)(b)  
§ 87(2)(b)  
§ 87(2)(b)  
§ 87(2)(b) ” (BR 33)

According to NYPD Patrol Guide Procedure 221-01, officers may use force when it is reasonable to ensure the safety of a member of the service or third person or otherwise protect life, or when it is reasonable to place a person in custody or to prevent escape from custody (**BR32**).

§ 87(2)(g)

**Allegation (C) Discourtesy: On an unknown date and location, officers spoke discourteously to § 87(2)(b).**

**Allegation (D) Force: On an unknown date and location, officers used physical force against § 87(2)(b).**

**Allegation (E) Discourtesy: On an unknown date and location, officers spoke discourteously to § 87(2)(b).**

**Allegation (F) Offensive Language: On an unknown date, at Manhattan Central Booking, officers made offensive remarks to § 87(2)(b).**

**Allegation (G) Abuse of Authority: On an unknown date, at Manhattan Central Booking, officers made sexually suggestive remarks to § 87(2)(b).**

**Allegation (H) Discourtesy: On an unknown date, at Manhattan Central Booking, officers spoke discourteously to § 87(2)(b).**

**Allegation (I) Offensive Language: On an unknown date, at Manhattan Central Booking, officers made remarks to § 87(2)(b) based upon ethnicity.**

**Allegation (J) Offensive Language: On an unknown date, at Manhattan Central Booking, officers made remarks to § 87(2)(b) based upon race.**

**Allegation (K) Abuse of Authority: On an unknown date, at Manhattan Central Booking, officers made sexually suggestive gestures towards § 87(2)(b).**

**Allegation (L) Force: On an unknown date, at Manhattan Central Booking, Police Officer Brendan Griebel used physical force against § 87(2)(b).**

**Allegation (M) Force: On an unknown date, in front of Manhattan Central Booking, Police Officer Brendan Griebel used physical force against § 87(2)(b).**

**Allegation (N) Force: On an unknown date, in front of Manhattan Central Booking, officers used physical force against § 87(2)(b).**

**Allegation (O) Abuse of Authority: On an unknown date, en route to § 87(2)(b) Police Officer Jason Chappina threatened § 87(2)(b) with the use of force.**

§ 87(2)(b) recalled (**BR1**) that during his time in police custody he had taken several trips to § 87(2)(b) for pain treatment. § 87(2)(b) could not remember exact details because he did not sleep for 24 or 36 hours and only ate a hamburger. The lack of sleep and food along with his continued pain from the incident caused him to become delirious. Several officers called § 87(2)(b) a “junkie” and accused him of trying to use the pain pills to get high due to his several trips to the hospital. § 87(2)(b) alleged that at some point, at the 14th Precinct stationhouse or Manhattan Central Booking, officers brought him into a room where they lay him on his back on a metal bench while handcuffed. § 87(2)(b) remained in this position for five or six hours. § 87(2)(b)'s hands became numb, and he could not feel them. At some point in the room, an officer uncuffed him and threw him to the ground. Officers made him put his hands behind his back and he explained that he could not be rear cuffed due to an injury. One of the officers told § 87(2)(b)

§ 87(2)(b) “Too bad it’s the fucking policy.” On his way out of the building on one of his trips to the hospital, officers called him a “fake war veteran.” At some point during his time at Manhattan Central Booking, two bald Mexican officers told him that he had a “dislocated clitoris” and a “torn labia.” These same officers told him that they would “fuck” his wife and sister and that his sister and wife love “spic dick.” The same officers then made sexual gestures imitating intercourse as PO Griebel kicked him in the area of his knee where he had torn a ligament. Additionally, following a visit to the hospital and in front of Manhattan Central Booking, § 87(2)(b) refused to leave the police vehicle without assistance and PO Griebel and unknown officers grabbed § 87(2)(b) and dragged him back to his cell. During one of his transports to § 87(2)(b) he mentioned to PO Chappina the suicide rate of NYPD officers and that he would like to see him join that number. PO Chappina allegedly responded, “Oh yeah? Well, I’ll come back for you first.” § 87(2)(b) took this response as a threat (BR1).

PO Griebel (BR04) was the cell attendant at the 14<sup>th</sup> Precinct stationhouse on February 12, 2021. PO Griebel did not recall if he worked the subsequent days. PO Griebel began his tour at 3:00 pm and § 87(2)(b) was arrested around 5:00 a.m.; therefore, § 87(2)(b) was in a holding cell for several hours before PO Griebel arrived. PO Griebel checked on the prisoners approximately every 30 minutes. PO Griebel did not remember anything specific about § 87(2)(b) except that he made “belligerent,” “incoherent,” and racist remarks. § 87(2)(b) used the “N” slur several times as well as the word “Honkie” in reference to the black and white officers, respectively. PO Griebel did not respond. PO Griebel did not recall if other officers interacted with § 87(2)(b) during his shift. PO Griebel did not recall taking § 87(2)(b) to the hospital, out of a car or being any part of an arrest involving him. PO Griebel did not recall being involved or seeing officers dragging § 87(2)(b). PO Griebel did not recall hearing officers tell § 87(2)(b) that they would “fuck” his wife and his sister or that his wife and sister liked “spic dick.” PO Griebel did not recall calling or hearing any officer calling § 87(2)(b) a “junkie” or a “fake war veteran.”

PO Chappina (BR05) did not recall anything specific about his interaction with § 87(2)(b) except that he was hospitalized and under arrest. PO Chappina was assigned to guard § 87(2)(b) at the hospital. § 87(2)(b) was asleep for most of his tour. PO Chappina did not recall if he interacted with § 87(2)(b) at any other time. PO Chappina did not recall seeing officers handcuff § 87(2)(b) to a bench and making him lay on his hands or officers bringing § 87(2)(b) to the ground. PO Chappina did not assist in bringing § 87(2)(b) to and/or from the hospital. PO Chappina did not recall being in an ambulance with § 87(2)(b). PO Chappina did not recall § 87(2)(b) talking about the suicide rate of NYPD officers or saying that he wished PO Chappina would commit suicide. PO Chappina did not recall saying to § 87(2)(b) “Oh yeah, before I go, I’ll be sure to get you too.” PO Chappina did not recall calling or hearing any officer calling § 87(2)(b) a “junkie” or a “fake war veteran.” PO Chappina did not recall hearing officers tell § 87(2)(b) that he had a “dislocated clitoris” or a “torn labia.” PO Chappina did not recall hearing officers tell § 87(2)(b) that they would “fuck” his wife and his sister or that his wife and sister liked “spic dick.”

§ 87(2)(g)

§ 87(2)(g)

§ 87(2)(g)

**Allegation (P) Force: On February 15, 2021, inside of the 14th Precinct stationhouse, Police Officer Gerard Collins used physical force against § 87(2)(b).**

**Allegation (Q) Force: On February 15, 2021, inside of the 14th Precinct stationhouse, Police Officer Peter Rogers used physical force against § 87(2)(b).**

On February 15, 2021, § 87(2)(b) returned to the 14th Precinct stationhouse to retrieve his belongs. The officers did not provide him with all of his property. § 87(2)(b) told the officers that they needed to provide him with all of his property. PO Collins and an unknown officer grabbed § 87(2)(b)'s hand while he stood on his crutches. PO Collins also grabbed § 87(2)(b)'s right bicep and squeezed which caused a bruise. The officers dragged him out of the stationhouse (**BR1**).

PO Collins testified (**BR6**) that § 87(2)(b) walked into the stationhouse and started banging on the commanding officer's door yelling that he needed to see him. PO Collins approached him to calm him down and defuse the situation. § 87(2)(b) threw his crutches toward a memorial for officer lost on 9/11 and made comments suggesting that he hoped more cops die. PO Collins was able to calm § 87(2)(b) enough to get him to sit down on a nearby bench. After picking up § 87(2)(b)'s crutches and assisting § 87(2)(b) with finding his car, § 87(2)(b) asked the officers to look to see if his belt and shoelaces were at the stationhouse. PO Collins searched the holding cell area but did not find § 87(2)(b)'s belonging. PO Collins returned and informed § 87(2)(b) that he did not find his belongings. § 87(2)(b) smiled and stated that he must already have them. PO Collins asked § 87(2)(b) to speak outside because he did not have a mask on during a time when they were required inside precincts. PO Collins and Sgt. Rodgers helped § 87(2)(b) up to his feet but supporting him under his arm near his arm pit area. As they helped him toward the entrance of the station house, § 87(2)(b) dropped his weight and forced the officers to allow him to drop on his butt. PO Collins asked if § 87(2)(b) needed to go to the hospital, § 87(2)(b) answered that he did not. PO Collins helped him up the same as before and escorted § 87(2)(b) outside of the stationhouse where they returned his crutches and PO Collins gave § 87(2)(b) his card.

Sgt. Rodgers's statement was generally consistent with PO Collins' statement with the following exceptions noted below (**BR7**). Sgt. Rodgers found where § 87(2)(b)'s car was being held, wrote the information on a piece of paper, and handed it to § 87(2)(b). PO Collins went to the holding cell area to look for § 87(2)(b)'s belongings but did not find them. PO Collins informed § 87(2)(b) that his belongings were not there, and § 87(2)(b) yelled insults at the officers, specifically commenting on Sgt. Rodgers weight saying, "How are you going to fit a donut behind that mask?" PO Collins and Sgt. Rodgers informed § 87(2)(b) that he had to leave since he did not need the officers' help. PO Collins and Sgt. Rodgers assisted § 87(2)(b) in getting to his feet by placing their arms under his arm pit and lifting him. The officers continued to assist § 87(2)(b) walking toward the exit for about three steps. § 87(2)(b) then dropped his weight forcing the officers to allow him to drop on his butt. PO Collins asked § 87(2)(b) if he needed an ambulance. § 87(2)(b) stated that he did not and once again, with the officer's assistance, § 87(2)(b) got to his feet and was escorted out of the stationhouse. Sgt. Rodgers returned to the front desk and PO Collins briefly spoke to § 87(2)(b) in front of the stationhouse and gave § 87(2)(b) his card (**BR8**).

Through the investigation, station house footage (**BR9**) depicting this incident was retrieve and matched PO Collins and Sgt. Rodgers recollection of events. At 02:59:40, § 87(2)(b) enters the

stationhouse using crutches, approaches a door on the right with a sign that reads “O’Hara,” and bangs on the door with his fist. He appears to be talking to someone who does not appear in the camera angle. At 03:00:02, § 87(2)(b) throws his crutches. He then removes his coat and also throws it on the floor. PO Collins walks over and picks up one of § 87(2)(b)’s crutches and starts talking with him. § 87(2)(b) appears upset, pointing left and right while talking to PO Collins. At 03:01:22, PO Collins gets closer to § 87(2)(b) and pick up his second crutch and coat. Officers walk over to § 87(2)(b) and get closer. At 03:02:10, PO Collins waves for the officers to walk away. At 03:03:03, § 87(2)(b) proceeds to walk over and sit down on a bench out of the camera angle. § 87(2)(b)’s hand and PO Collins appear in and out of frame for several minutes. Their interaction is unclear. At 03:09:16, PO Collins reappears in the camera angle and talks to § 87(2)(b) who is presumably still sitting down. At the 03:09:30 mark of the video, PO Collins looks at § 87(2)(b) and points his thumb to the stationhouse entry/exit, appearing to indicate that he wants § 87(2)(b) to leave. § 87(2)(b) does not move. At the 03:09:40 mark of the video, PO Collins grabs § 87(2)(b)’s crutches and coat. PO Collins and Sgt. Rodgers grab § 87(2)(b) by his arms and pull him towards the exit. § 87(2)(b) resists by sitting down. A third unknown officer gets involved and pulls § 87(2)(b) up. The three officers escort § 87(2)(b) outside.

According to NYPD Patrol Guide Procedure 221-01, officers may use force when it is reasonable to ensure the safety of a member of the service or third person or when it is reasonable to place a person in custody or to prevent escape from custody (**BR32**).

§ 87(2)(g)

**Allegation (R) Force: On an unknown date, inside of the 14th Precinct stationhouse, Police Officer Inner Mata used physical force against § 87(2)(b).**  
**Allegation (S) Abuse of Authority: On an unknown date, inside of the 14th Precinct stationhouse, Police Officer Inner Mata threatened § 87(2)(b) with the use of force.**

§ 87(2)(b) alleged that on an unknown date, he returned to the 14<sup>th</sup> Precinct stationhouse looking for commanding officer O’Hara. He proceeded to knock on CO O’Hara’s door when PO Mata grabbed § 87(2)(b) by his shirt and attempted to make him fall over. § 87(2)(b) asked PO Mata, “What the fuck are you doing?” PO Mata got into § 87(2)(b)’s face as if he wanted to fight him (**BR1**).

§ 87(2)(b)’s recollection of this incident directly mirrors the events that were captured on the abovementioned station house footage (**BR9**) on February 15<sup>th</sup>.

§ 87(2)(g)

### **Civilian and Officer CCRB Histories**

- This is the first CCRB complaint to which § 87(2)(b) has been a party (**BR10**).



- PO Gerard Collins has been a member of service for 18 years and has been a subject in 9 CCRB complaints and 13 allegations, none of which were substantiated. § 87(2)(g)
- Sgt. Peter Rodgers has been a member of service for 17 years and has been a subject in 5 CCRB complaints and 15 allegations, none of which were substantiated. § 87(2)(g)
- PO Joseph Tilesio has been a member-of-service for 10 and this is the first CCRB complaint to which he has been a subject (**BR13**).
- PO Andre Donaldson has been a member of service for 7 years and has been a subject in 1 CCRB complaint and 1 allegation, which was not substantiated. § 87(2)(g)
- PO Brendan Griebel has been a member-of-service for 5 years and this is the first CCRB complaint to which he has been a subject (**BR15**).
- PO Inner Mata has been a member of service for 10 and has been a subject in 4 years CCRB complaints and 9 allegations, none of which were substantiated. § 87(2)(g)
- PO Jason Chappina has been a member of service for 18 years and has been a subject in 3 CCRB complaints and 8 allegations, of which 1 was substantiated (**BR17**):
  - **200814918** involved substantiated allegations of Retaliatory summons against PO Chappina. The Board recommended charges and the NYPD imposed Instructions.

#### Mediation, Civil, and Criminal Histories

- This complaint was not suitable for mediation.
- As of June 28, 2022, the New York City Office of the Comptroller has no record of a Notice of Claim being filed in regards to this incident (**BR18**).
- § 87(2)(b) [§§ 86(1)(3)&(4)] [§ 87(2)(c)]

Squad: 4

Investigator:	<u>Inv. Ja'Quawn Turner</u>	<u>Inv. Ja'Quawn Turner</u>	<u>06/29/2022</u>
	Signature	Print Title & Name	Date

Squad Leader:	<u></u>	<u></u>	<u></u>
	Signature	Print Title & Name	Date

Reviewer:	<u></u>	<u></u>	<u></u>
	Signature	Print Title & Name	Date